

# JOURNAL OF THE SENATE

Wednesday, April 3, 1935

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Tuesday, April 2, 1935.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson.—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 2nd, was corrected, and as corrected was approved.

The President announced the appointment of the following committee:

**COMMITTEE ON RULES AND CALENDAR**—D. Stuart Gillis, Chairman; T. G. Futch, W. A. MacWilliams, J. J. Parrish, H. S. McKenzie.

Senator Gillis, Chairman of the Committee on Rules and Calendar, moved that the Senate reconvene at 3:00 o'clock this afternoon for the purpose of hearing the report of the Committee on Rules and Calendar and considering such other business as may come before the session.

Which was agreed to and it was so ordered.

## INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators: Lundy, Beall, Gillis, Lewis, Shelley, Sweger, Holland, Hodges, Pannill, Harper, Sikes, Parker, Watson, Smith (14th), Mann, McArthur, Bass, Butler, Rose, Savage, Turner, Clarke, Futch, Gomez, Shivers, McKenzie, Murphy, Nordman, Smith (29th), Adams, MacWilliams, Black, Raulerson, Tillman, Beacham, Tervin, Parrish and Touchton.

Senate Concurrent Resolution No. 2:

A Concurrent Resolution to be Entitled:

"A Concurrent Resolution renewing the Concession of the Tallahassee Post of the American Legion Auxiliary for the sale and dispensation of soft drinks, confections, sandwiches, etc., in the lobby of the State Capitol during the 1935 session of the Florida Legislature."

Which was read the first time in full.

Senator McKenzie moved that the rules be waived and Senate Concurrent Resolution No. 2 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 2 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 2 was adopted.

By Senators Adams and Murphy—

Senate Resolution No. 1:

A Resolution providing that the Sergeant-at-Arms of the Senate be authorized to purchase necessary postage stamps and wrappers for the Journal room, providing for the mailing of Senate Journals, etc.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 1 was adopted.

Senator Gillis moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 11:13 o'clock A. M. until 3:00 o'clock P. M., this day.

## AFTERNOON SESSION

The Senate convened at 3:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith, (14th), Smith, (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson.—38.

A quorum present.

## INTRODUCTION OF RESOLUTIONS

By Senator Gomez—

Senate Resolution No. 2:

BE IT RESOLVED by the Senate of the State of Florida, that the State Treasurer be authorized and directed to honor requisitions by the Sergeant-at-Arms of the Senate for money in sufficient sum or sums to defray the expenses of mailing out Senate Journals as authorized by the Senate, and that a copy of this Resolution be given to the Treasurer by the Sergeant-at-Arms of the Senate.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 2 was adopted.

By Senator Gomez—

Senate Resolution No. 3:

BE IT RESOLVED by the Senate of the State of Florida that the pay to Attaches be as follows:

Pages four (\$4.00) dollars per day, and all other Attaches six (\$6.00) dollars per day.

BE IT FURTHER RESOLVED that the State Treasurer be authorized and directed to honor requisitions on the basis fixed by this Resolution, and that a copy of this Resolution be given to the Treasurer by the Secretary of the Senate.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 3 was adopted.

By Senator Gomez—

Senate Resolution No. 4:

BE IT RESOLVED by the Florida State Senate that the President be, and he is hereby authorized and directed to instruct the Sergeant-at-Arms of the Senate to procure from time to time during the 1935 Session of the Senate, stamps for the use of the Senate for the transacting of official business:

BE IT FURTHER RESOLVED, that the Sergeant-at-Arms be authorized and directed to dispense to the members of the Senate such stamps as the members required, providing that no member shall be given more than fifty three-cent stamps per day:

BE IT FURTHER RESOLVED, that such stamps be used by the members of the Senate for official business only, or for the purpose of communication with constituents upon matters of legislation pending before the Senate or contemplated by members of the Senate for introduction.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 4 was adopted.

By permission the following report of the Committee on Rules and Calendar was received and read:

Senate Chamber,  
Tallahassee, Florida, April 4th, 1935.

*Hon. William C. Hodges,  
President of the Senate.*

Sir:

Your Committee on Rules and Calendar beg to make the following report:

The Committee recommends that the rules hereto attached be adopted to govern the Senate for the session of 1935.

Respectfully submitted,

D. STUART GILLIS, Chairman.  
W. A. MACWILLIAMS  
T. G. FUTCH  
J. J. PARRISH  
HENRY S. MCKENZIE

## SENATE RULES AND COMMITTEES

### RULES AND PROCEDURE OF THE SENATE 1935

#### RULE I

##### DUTIES OF THE PRESIDENT

1. The President shall take the chair on every Legislative day at the hour to which the Senate shall have adjourned at the last sitting, immediately call the Senate to order and on the appearance of a quorum cause the Journal of the proceedings of the last day's sitting to be read.

2. He shall preserve order and decorum and in case of disturbance or disorderly conduct in the lobby or galleries, may cause the same to be cleared.

3. He shall have the general control, except as provided by rule or law, of the Senate Chamber and of the corridors and passages and of the unappropriated rooms in that part of the Capitol assigned to the use of the Senate, until otherwise ordered.

4. He shall sign all addresses, writs, warrants and subpoenas of or issued by order of, the Senate; and decide the questions of order subject to an appeal by any Senator, on which appeal no Senator shall speak more than once, unless by permission of the Senate. He may speak to points of order in preference to other Senators.

5. He shall put questions in this form, to-wit: "As many as are in favor (as the question may be) say Aye;" and after the affirmative voice is expressed, "As many as are opposed say, No;" if he doubts, or if a division is called for, the Senate shall divide, those in the affirmative of the question shall rise first from their seats, and then those in the negative, and the Secretary shall count the votes; if he still doubts, or a count is required by at least five Senators, he shall name one from each side of the question to tell the Senators in the affirmative and negative; which being reported he shall rise and state the decision.

6. He shall have the right to name any Senator to perform the duties of the chair but said substitution shall not extend beyond an adjournment; provided, however, that in case of his illness, absence or other inability to discharge his duties, the President pro tem, shall discharge the duties in all respects as the President himself might do, and the Journal shall show who is presiding at all times.

#### RULE II

##### OF THE SENATORS

1. Every Senator shall be present within the Chamber of the Senate during its sittings, unless excused or necessarily prevented; and shall vote on each question put, unless he has a direct, personal or pecuniary interest, in the event of such question, or is excused from voting by the Senate. Pairs shall be announced by the Secretary after the completion of the roll call, from a written statement sent to the desk by one Senator of the pair announcing how he and the Senator with whom he is paired would vote were they both voting.

#### RULE III

##### QUESTIONS OF PRIVILEGE

1. Questions of Privilege shall be: First, Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation and conduct of Senators individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn.

#### RULE IV

##### COMMITTEES

1. Unless otherwise specially ordered by the Senate, the President shall appoint, at the commencement of the session, the following standing committees, viz:

On Agriculture and Live Stock, to consist of seven members.  
On Appropriations, to consist of thirteen members.  
On Attaches and Control of Legislative Expenditures, to consist of seven members.  
On Banking and Building and Loans, to consist of seven members.  
On Cities and Towns, to consist of seven members.  
On Citrus Fruit, to consist of nine members.  
On Constitutional Amendments, to consist of seven members.  
On Corporations, to consist of five members.  
On County Organizations, to consist of seven members.  
On Drainage, to consist of five members.  
On Education, to consist of nine members.  
On Engrossed Bills, to consist of five members.  
On Enrolled Bills, to consist of five members.  
On Executive Communications, to consist of five members.  
On Finance and Taxation, to consist of thirteen members.  
On Forestry, to consist of seven members.  
On Game and Fisheries, to consist of seven members.  
On Insurance, to consist of seven members.  
On Internal Affairs, to consist of seven members.  
On Military Affairs, to consist of five members.  
On Judicial Re-apportionment, to consist of eleven members.

On Judiciary A, to consist of seven members.  
On Judiciary B, to consist of seven members.  
On Judiciary C, to consist of seven members.  
On Legislative Re-apportionment, to consist of eleven members.

On Miscellaneous Legislation, to consist of nine members.  
On Motor Vehicles, to consist of five members.  
On Labor and Industry, to consist of seven members.  
On Pensions and Claims, to consist of seven members.  
On Prisons and Convicts, to consist of five members.  
On Privileges and Elections, to consist of five members.  
On Public Health, to consist of five members.  
On Public Roads and Highways, to consist of thirteen members.

On Public Utilities, to consist of nine members.  
On Rules and Calendar, to consist of five members.  
On State Institutions, to consist of five members.  
On Temperance, to consist of eleven members.  
On Transportation and Traffic, to consist of seven members.

2. He shall also appoint all Select and Conference Committees, which shall be ordered by the Senate from time to time.

3. The first named member of the committee shall be the chairman; and in his absence, or being excused by the Senate, the next named member, and so on, as often as the case may happen.

4. No committee, except the Committee on Rules and Calendar, shall sit during the meeting of the Senate, without special leave.

5. The Committee on Engrossed Bills is authorized to employ, from time to time, such clerical assistance as may be required to properly engross and verify bills so engrossed.

6. The Committee on Enrolled Bills is authorized to employ from time to time, such clerical assistance as may be required to properly enroll and verify bills so enrolled.

7. The following named committees shall be entitled to the following clerical help, which help shall be named by the Chairman of that committee and when not engaged on work for the Committee they shall work under the direction of the Head Stenographer;

Appropriations—one Secretary, one verifier, and one messenger.

Attaches and Control of Legislative Expenditures—one Secretary.

Miscellaneous Legislation—one Secretary.

Education—one Secretary.

Roads and Highways—one Secretary.

Finance and Taxation—one Secretary.

Judiciary "A"—one Secretary.

Judiciary "B"—one Secretary.

Judiciary "C"—one Secretary.

Judicial Re-apportionment—one Secretary.

Constitutional Amendments—one Secretary.

County Organization—one Secretary.

Cities and Towns—one Secretary.

Citrus Fruits—one Secretary.  
Executive Communications—one Secretary.  
Drainage—one Secretary.  
Public Utilities—one Secretary.  
Privileges and Election—one Secretary.  
Temperance—one Secretary.  
Rules and Calendar—one Secretary.  
Transportation and Traffic—one Secretary.

The President of the Senate shall also be entitled to a secretary and a bill clerk to be named by him.

8. The Committee on Attaches and Control of Legislative Expenditures shall determine and recommend to the Senate the number of Attaches required in addition to those specified in these rules, and the duties for which they are required, and, upon approval by the Senate by a two-thirds majority, of its recommendations shall employ such attaches.

9. All expenses incurred by any special committee shall be certified, with the items thereof, under oath, to the Chairman of the Committee on Attaches and Control of Legislative Expenditures, who shall keep on file all certificates made to him under this rule.

10. All employees and attaches, except regular committee clerks and stenographers, shall remain in attendance at all times while the body is in session and, when not in session, shall observe the same hours of employment as regular capitol employees. Committee Clerks and stenographers shall keep themselves available to suit the convenience of the several committees and individual members of the Senate.

11. Each Judiciary committee may, in their discretion, without reference to the Senate, employ not more than three research clerks experienced in the law.

#### RULE V

##### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

1. Every bill, memorial and resolution shall be sent, endorsed with the name of the Senator introducing it, to the Secretary to be by the President referred to the appropriate committee and the title and reference thereof shall be entered on the Journal. Every bill and joint resolution to be presented shall be typewritten without any erasure or interlineation or the President may refuse it, and the title shall also be placed on the outside cover under the number of the bill or joint resolution. All bills, local or general, shall be introduced in triplicate (the original and two copies) and the bill secretary shall keep a file for original bills and a separate file for duplicate bills. The triplicate copy of every bill shall be delivered to the Sergeant-at-Arms, who shall keep the same in a file in his office for the use and benefit of the Press and the Public. No original bill nor duplicate bill shall be allowed to be taken from the Secretary's file by anyone other than by a Senator or the proper committee to whom the bill has been referred, and in either event the bill secretary shall take the receipt of the Senator or of the committee to whom any original bill is given. Each original bill introduced shall be accompanied by two copies of the title.

2. When a bill, resolution, or memorial is introduced "by request" these words shall be entered upon the Journal.

3. All local bills which require publication shall, when introduced, have proof of publication, securely attached to the bill as the first or front page thereof or the same may be rejected by the Secretary.

#### RULE VI

##### CALENDARS AND REPORTS OF COMMITTEES

1. There shall be four divisions of the calendar as to bills and joint resolutions as follows:

(a) A list of Senate bills of a general nature and of joint and concurrent resolutions which shall be taken up and considered only in their regular order, unless otherwise provided by a special rule reported by the Committee on Rules and Calendar and approved by the Senate.

(b) A list of Senate bills of a local nature which shall be taken up and considered only in regular order at such time as may from time to time be designated by the Committee on Rules and Calendar.

(c) A list of House Bills of general nature and of House Joint Resolutions, which shall be taken up and considered only in their regular order unless otherwise provided by a special rule reported by the Committee on Rules and Calendar and approved by the Senate.

(d) A list of House Bills of a local nature which shall be taken up and considered only in their regular order at such

time as may be designated by the Committee on Rules and Calendar.

(e) In making up the calendar the Secretary shall list all bills and resolutions under appropriate headings with reference to their origin whether in the Senate or House, whether general or local, and whether on second or third reading.

2. All favorable reports of committees on bills and joint resolutions shall be delivered to the Secretary for reference to the Calendar under the direction of the President in accordance with the foregoing provisions of this rule and the titles thereof shall be entered on the journal together with the statement that the same was reported favorably.

3. All bills and joint resolutions reported unfavorably shall be laid on the table, unless a Senator shall request that they be placed on the calendar in which event it shall be the duty of the Secretary to place the same on the calendar. When such bills are reached on second reading it shall be the duty of the chairman of the committee making unfavorable report thereon to move for indefinite postponement and in such case the entry on the journal shall be "Mr. ...., Chairman of the Committee on ....., as required by the rule moved that ..... Bill No. .... be indefinitely postponed."

4. Every bill or resolution referred to a committee shall be reported back within seven days from the date of its reference, unless otherwise ordered by the Senate.

5. Reports of committees on bills and joint resolutions shall be filed in duplicate.

6. Presentation of reports of committees of conference shall always be in order, except when the Journal is being read, while the roll is being called or the Senate is dividing on any point; and there shall accompany every such report a detailed statement sufficiently explicit to inform the Senate of the effect any amendments of modifications will have upon the measure to which such report relates.

#### RULE VII

All bills of a general nature shall be immediately referred by the President to a judiciary committee who shall examine such bills on two questions only, i.e., (a) as to the constitutionality and (b) as to how and in what respect the same proposes to change existing law. The judiciary committee to which such bills are referred shall report their findings within three days, whereupon it shall be the duty of the President to refer the same together with such report to an appropriate committee for action thereon. In the event of amendment of any bill the same shall be likewise referred to a judiciary committee who shall examine the same as expeditiously as possible and report thereon as when originally referred..

#### DECORUM AND DEBATE

1. When any Senator desires to speak or deliver any matter to the Senate, he shall rise at his desk and respectfully address himself to "Mr. President," and on being recognized, may address the Senate from any place on the floor, and shall confine himself to the question under debate, avoiding personalities.

2. When two or more members rise at once, the President shall name the Senator who is first to speak.

3. If any Senator, in speaking or otherwise shall transgress the rules of the Senate, the President shall, or any Senator may, call him to order; in which case he shall immediately sit down, unless permitted, on motion of another Senator, to explain, and the Senate shall, if appealed to, decide on the case without debate; if the decision is in favor of the Senator called to order, he shall be at liberty to proceed, but not otherwise; and if the case require it, he shall be liable to censure or such punishment as the Senate may deem proper.

4. No Senator shall speak more than once on one question, to the prevention of any other who has not spoken and is desirous to speak, nor more than twice without obtaining leave of the Senate; nor for any longer period of time than thirty minutes, without yielding the floor, except by consent of two-thirds of the Senators present.

5. While the President is putting a question no member shall walk out or across the hall, nor, when a Senator is speaking, pass between him and the Chair, and during the session of the Senate no Senator shall wear his hat, or remain by the Secretary's desk during the calling of the roll or the counting of the ballots, and the Sergeant-at-Arms is charged with the strict enforcement of this clause.

6. No Senator speaking shall be interrupted by another but

by rising to call order, or a question of privilege, without the consent of the Senator speaking.

7. After a question is put to vote no Senator shall speak to it.

### RULE IX

#### ON THE CALLS OF THE ROLL OF THE SENATE

1. Upon every roll call the names of the Senators shall be called alphabetically by surname, except where two or more have the same surname in which case the number of the Senatorial District shall be added. The President's name shall be called at the end of the roll call.

2. In all calls of the Senate the doors shall be closed, the name of the Senators shall be called by the Secretary, and the absentees noted, and those for whom no sufficient excuse is made, may, by order of a majority of those present, be sent for and arrested, wherever they may be found, by officers to be appointed by the President for that purpose, and their attendance secured and retained; and the Senate shall determine upon what condition they shall be discharged.

3. On the demand of any Senator, or at the suggestion of the President, the names of Senators sufficient to make a quorum in the hall of the Senate but do not vote shall be noted by the Secretary and recorded in the Journal, and reported to the President with the names of the Senators voting, and be counted and announced in determining the presence of a quorum to do business.

### RULE X

#### ON MOTIONS, THEIR PRECEDENCE, ETC.

1. Every motion made to the Senate and entertained by the President shall be reduced to writing on the demand of any member, and shall be entered on the Journal with the name of the Senator making it unless it is withdrawn the same day.

2. When a motion has been made, the President shall state it, or (if it be in writing), cause it to be read aloud by the Secretary before being debated, and it shall then be in possession of the Senate, and may be withdrawn at any time before a decision or amendment.

3. When any motion or proposition is made, the question "Will the Senate Now Consider It?" shall not be put unless demanded by a member.

4. When a question is pending no motion shall be received but:

- (a) To adjourn.
- (b) To suspend the rules.
- (c) To adjourn to a time certain.
- (d) To take a recess.
- (e) To proceed to the consideration of the Executive business.
- (f) To lay on the table.
- (g) To postpone to a day certain.
- (h) To commit.
- (i) To amend or to substitute.
- (j) To postpone indefinitely.

Which several motions shall have precedence as they stand arranged; and the motions relative to adjournment, to take a recess, to proceed to the consideration of Executive business, to lay on the table, shall be decided without debate; provided, however, that the introducer of the resolution, bill or motion, shall be allowed to speak for five minutes, when he desires to discuss the same, or he may divide his time with or may waive his right in favor of some Senator, before a motion to lay on the table shall be put.

5. When a substitute is offered and taken up for consideration it shall be subject to amendment in the same manner as the original proposition; and the effect or rejection of the substitute as amended, shall be to reinstate the original for consideration. If a secondary matter be laid on the table, it shall not operate to carry the original matter with it.

6. The hour at which the Senate adjourns shall be entered on the Journal.

7. On the demand of any Senator before a question is put, the question shall be divided if it includes propositions so distinct in substance that one being taken away, a substantive proposition shall remain.

8. Pending a motion to suspend the rules, the President may entertain one motion that the Senate adjourn, but after the result thereon is announced he shall not entertain any other dilatory motion until the vote is taken on suspension. A motion to suspend the rules shall be decided without debate; provided, however, that the mover shall be allowed to speak for one minute on explaining the reason for said motion.

### RULE XI

#### RECONSIDERATIONS

1. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same day or on the next day of the session thereafter, move a reconsideration thereof, and such motion (except during the last seven calendar days of the session), shall be placed first in the order of the day for the day succeeding that on which the motion was made, and if the Senate shall refuse to consider, or upon reconsideration shall confirm its first decision, no further motion to reconsider shall be in order, unless by unanimous consent.

### XII

#### OF AMENDMENTS

1. When a motion or proposition is under consideration a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute to which one amendment may be offered but which shall not be voted on until the original matter is perfected, but either may be withdrawn before or amendment or decision is had thereon.

2. No bill or joint resolution shall be amended except on second reading, or by unanimous consent.

3. A motion to strike out and insert is indivisible, but a motion to strike out being lost shall neither preclude amendment nor motion to strike out and insert; and no motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

### RULE XIII

#### ORDER OF BUSINESS AND PROCEDURE

1. The daily order of business shall be as follows:

First: Roll Call.

Second: Prayer by Chaplain.

Third: Reading of Journal.

Fourth: Correction and approval of the Journal.

Fifth: Reports of Committees.

Sixth: Introduction of resolutions and consideration of Senate resolutions.

Seventh: Introduction of bills and joint resolutions.

Eighth: Consideration of other resolutions.

Ninth: Messages from the Governor.

Tenth: Messages from the House of Representatives.

Eleventh: Order of the day.

Twelfth: Consideration of bills and joint resolutions on third reading.

Thirteenth: Consideration of bills and joint resolutions on second reading.

Fourteenth: Miscellaneous business.

Fifteenth: Petitions and memorials.

2. Business on the President's table shall be disposed of as follows:

Messages from the Governor shall be referred to the appropriate committee without debate. Reports and communications from the heads of departments, and other communications addressed to the Senate, and bills, resolutions and messages from the House may be referred to the appropriate committee in the same manner and with the same right of correction as bills presented by Senators; but Senate bills with House amendments may be at once disposed of as the Senate may determine; and House Bills and House joint resolutions substantially the same as Senate bills and Senate joint resolution favorably reported by a committee of the Senate may be substituted for such Senate bill or joint resolution on motion of any Senator.

3. The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the orders of the day after motions to reconsider have been disposed of.

4. No bill or joint resolution shall be introduced by a member without special leave, except under the regular order of business, and all bills and joint resolutions when so introduced shall be committed before they are passed to second reading.

5. Any bill or resolution shall be read in full at the request of any Senator, unless objection be made, when the question shall be determined by the Senate without debate.

6. No bill or joint resolution shall pass to be engrossed without two several readings on two separate days.

7. All bills and joint resolutions after a second reading shall be committed to the Standing Committee on Engrossed Bills, whose duty it shall be to strictly examine the same,

and if found by them to be correctly engrossed, they shall so endorse on the same; Provided, That any bill or joint resolution which has passed second reading without amendment shall be placed on the Calendar of Bills on third reading without reference to said committee, unless the Senate shall order otherwise; and such bill or joint resolution shall be considered as engrossed.

8. No engrossed bills or joint resolutions shall be amended without the unanimous consent of the members present, and when so amended shall be re-engrossed unless it is otherwise ordered by the Senate, and shall not lose its place on the calendar.

9. All resolutions requiring the concurrence of the House of Representatives shall be read to the Senate and lie over one day before final action thereon, unless otherwise ordered by the Senate.

10. All orders or resolutions requiring information from the Governor, Cabinet Officers, or action of a Committee shall be read to the Senate and acted upon as in case of motions, and shall be spread upon the Journal of the Senate.

11. Messages shall be sent to the House of Representatives by the Secretary, who shall previously endorse the final determination of the Senate thereon.

12. Whenever the Senator who introduced any bill or resolution is absent from the chamber when such bill or resolution is reached in its regular order on any of its readings, such bill or resolution shall be passed and placed at the foot of the calendar, and this rule shall not be waived or suspended except by unanimous consent.

#### RULE XIV

##### CHANGE OR SUSPENSION OF RULES

1. No rule of the Senate shall be changed or suspended or waived, except by a vote of two-thirds of the members voting, quorum being present, provided, that unanimous consent shall be necessary to a change, modification, waiver or suspension of any rule specifically requiring unanimous consent for such change, modification, waiver or suspension, or any rule providing for its own suspension or waiver by Special Rule reported by Committee on Rules and Calendar and approved by the Senate.

#### RULE XV

##### OF ADMISSION TO THE FLOOR

1. No person not a member of the Senate shall be admitted inside of the bar, or on the main floor, of the Senate while the Senate is in session except the Senators, members of the families of the Senators, the Governor, his Cabinet Officers, ex-Governors, U. S. Senators, Members of the House of Representatives of the United States and of this State, and Judges of the Supreme Court, Circuit Court and Federal Courts and former State Senators of Florida.

2. That the President shall admit to the floor, under such regulations as he may prescribe, stenographers and reporters wishing to take down the debates and proceedings unless otherwise ordered by the Senate.

3. The provisions of this rule shall not be subject to waiver except by unanimous consent.

#### RULE XVI

##### PAY TO WITNESSES

The rules of paying witnesses subpoenaed to appear before the Senate or either of its committees shall be as follows: for each day a witness shall attend, the sum of Two Dollars; for each mile he shall travel in coming to and going from the place of examination the sum of five cents each way, but nothing shall be paid for travel when the witness has been summoned at the place of trial.

#### RULE XVII

##### MESSAGES

Message received from the House of Representatives and the Governor giving notice of bills passed or approved, shall be entered in the Journal of the day's proceedings.

#### RULE XVIII

No bill, order, resolution, or other matter for the use of the Senate, shall be printed without special order of the Senate.

#### RULE XIX

The Senate shall meet daily except Sundays. The hour for

convening for the morning session shall be 11:00 A. M., and the hour for adjournment for said morning shall be 1:00 P. M. When the Senate shall determine to hold morning and afternoon sessions, the hour for convening for the afternoon session shall be 3:00 P. M., and the hour for adjournment shall be 5:30 P. M.

#### RULE XX

The Secretary of the Senate and the Sergeant-at-Arms shall be under the supervision of the President of the Senate.

The Assistant Sergeant-at-Arms, doorkeeper, janitor, stenographers, typists, verifiers, pages and other attaches except where otherwise specifically provided in these rules shall be under the supervision of the Sergeant-at-Arms.

The Enrolling Secretary and all clerical assistants employed in the enrolling and verifying of enrolled bills shall be under the supervision of the chairman of the Committee on Enrolled Bills.

The Engrossing Secretary and all clerical assistants employed in the engrossing and verifying of engrossed bills shall be under the supervision of the chairman of the Committee on Engrossed Bills.

#### RULE XXI

##### JEFFERSON'S MANUAL

The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the Senate, or the Joint Rules of the Senate and House of Representatives.

#### RULE XXII

##### OF THE JOURNAL

It shall be the duty of the Recording Secretary of the Senate to bind together one copy of the Journals of each day, after they shall have been approved by the Senate, and prepare an index upon forms to be furnished by the Attorney General's office, and said journal shall be the official one of the Senate; that such index shall be plainly written or typed, and the Recording Secretary shall have twelve days after the Senate adjourns for completing the index.

#### RULE XXIII

There shall be a Sergeant-at-Arms and one Assistant Sergeant-at-Arms of the Senate and it shall be the duty of said officers to attend the Senate during its sittings, to maintain order under the direction of the President or other presiding officer in the Chair; to execute the commands of the President of the Senate and of the Senate, and all processes issued by authority thereof, directed to him; to have charge of all property of the Senate, to disburse the expendable materials of the Senate to members of the Senate for their official use; to cause to be printed daily sufficient number of journals and calendars of the Senate to supply the demands of the Senate and its members and to comply with any orders or resolution of the Senate; to have general charge of the gallery of the Senate provided for the public and maintain order therein; to provide drinking water for the comfort of the members of the Senate and ice for same when necessary; to make requisition for all materials in the form of blanks and printed stationery which may be required by the Senate and distribute the same on request of the members; to purchase for the use of the Senate, unless otherwise ordered, all articles which shall be ordered by the Senate to be provided for the use of the Senate which are to be purchased, and rent or otherwise secure any articles which are to be rented or provided and so ordered by the Senate and to perform any special duty which may be required by order or resolution of the Senate, or the President of the Senate in the exercise of his lawful authority.

##### RULES GOVERNING EXECUTIVE SESSION

Rule 1. Where nominations shall be made by the Governor to the Senate, they shall, unless otherwise ordered by the Senate, lie over for action until the day succeeding the day upon which they are made; and the final question on every nomination shall be "Will the Senate advise and consent to this nomination?" which question shall not be put on the day on which the nomination is received.

Rule 2. Nominations neither approved nor rejected during the session at which they are made, shall not be acted upon at any succeeding session without again being made by the Governor; and if the Senate shall adjourn sine die, all nomi-

nations pending and not finally acted upon at the time of taking such adjournment, shall be returned to the Governor and shall not be acted upon afterwards, unless again submitted to the Senate by the Governor, and all motions pending to reconsider a vote upon nomination shall fail on such adjournment.

Rule 3. All information or remarks concerning the character or qualifications, or the vote upon the confirmation of any person nominated by the Governor to office, shall be kept a secret; but the fact that a nomination has been made shall not be regarded as a secret after time has expired when a motion to reconsider may be made, and it shall be considered a breach of privilege for any Senator to break this rule.

Rule 4. When acting on executive business the Chamber shall be cleared of all persons except the Secretary of the Senate, who shall be sworn to keep the secrets of the Senate.

Rule 5. The legislative proceedings and executive proceedings of the Senate shall be kept in separate books.

Rule 6. Nominations approved or definitely acted upon by the Senate shall not be returned by the Secretary of the Senate to the Governor until the expiration of the time limit for making a motion to reconsider the same, or while a motion to reconsider is pending, unless otherwise ordered by the Senate.

Rule 7. No transcript of the executive records shall be furnished unless by special order of the Senate.

**RULE 8. ALL CONFIDENTIAL COMMUNICATIONS MADE BY THE GOVERNOR SHALL BE BY THE MEMBERS AND OFFICERS OF THE SENATE KEPT SECRET.**

Rule 9. Communications from the Governor as to the suspension or removal of officers shall be considered in executive session and, unless otherwise ordered, shall lie over for action to the executive session next succeeding that at which they are laid before the Senate.

**RULE 10. VIOLATION OF THE ABOVE RULES AS TO THE SECRECY OF THE PROCEEDINGS OF EXECUTIVE SESSIONS SHALL BE CONSIDERED BY THE SENATE AS SUFFICIENT GROUNDS FOR THE UNSEATING OF THE OFFENDING SENATOR.**

The final question on every suspension or removal of officers shall be, "Will the Senate consent to the suspension and removal of said officer," or, "Will the Senate, upon the recommendation of the Governor, remove said officer," as the case may require.

#### JOINT RULES

Rule 1. While bills and joint resolutions are on their passage between the two Houses, they shall be on paper and under the signature of the Secretary or Clerk of each House respectively.

Rule 2. After a bill or joint resolution shall have passed both Houses it shall be duly enrolled as provided by Chapter 7346, Acts of 1917, by the Enrolling Clerk of the House of Representatives or Enrolling Secretary of the Senate, as the bill may have originated in the one or the other House, before it shall be presented to the Governor of the State or filed with the Secretary of State.

Rule 3. When a bill or joint resolution is enrolled it shall be examined by the Standing Committees of the Senate and the House of Representatives on Enrolled Bills, acting conjointly, who shall carefully compare the enrollment with the engrossed bill or joint resolution as passed by the two Houses, and correcting any errors that may be discovered in the enrolled bill or joint resolution, make their report forthwith to their respective Houses.

Rule 4. After examination and report, each bill and joint resolution shall be submitted to the introducer for his inspection, upon his request, and thereafter shall be signed in the respective Houses, first by the Speaker of the House of Representatives, and the Clerk thereof, then by the President of the Senate and Secretary thereof.

Rule 5. That the Committee of the Senate on Enrolled Bills and the Committee of the House on Enrolled Bills shall constitute a joint Committee on Enrolled Bills.

Rule 6. After a bill shall have been thus signed in each House, it shall be presented by the said committee to the Governor of the State for his approval, it being first endorsed on the back thereof, certifying in which House the same originated, which endorsement shall be signed by the Secretary or Clerk, as the case may be, of the House in which it did originate, entered on the Journal of each House. The same committee shall report the day of presentation to the Governor, which time shall also be carefully entered on the Journal of each House.

Rule 7. All orders, resolutions and votes which are to be presented to the Governor of the State for his approval shall

also in the same manner be previously enrolled, examined and signed, and shall be presented in the same manner and by the same committee as provided in cases of bills.

Rule 8. Before being put upon its passage, every resolution in either House, to which the concurrence of the other may be necessary (except a question of adjournment) shall receive two readings, which (unless two-thirds of the members present decide otherwise) shall be upon two different days; and the Clerk or Secretary upon proceeding thereto shall announce whether the same be the first or second of such reading; and all such resolutions upon their passage shall be certified, of course, and without the necessity of any motion or vote to that effect by the Clerk or Secretary respectively of the House so passing said resolution to the other.

Rule 9. Joint Resolutions shall, prior to their passage, receive three readings, which (unless two-thirds of the members present shall decide otherwise) shall be upon three different days; and the Clerk or Secretary upon proceeding thereto, shall announce whether the same be the first, second or third reading; and upon their passage, such resolutions shall be certified by the House so passing the same to the other in like manner to that prescribed in joint rule number eight for concurrent resolutions.

Senator Gillis moved the adoption of the Rules as reported by the Committee on Rules and Calendar to govern the Senate during the 1935 session of the Legislature.

Upon the adoption of the Rules the roll was called and the vote was:

Yeas—Mr. President; Senators Bass, Beacham, Beall, Black, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—35.

Nays—None.

So the Rules as reported by the Committee on Rules and Calendar were adopted.

Senator Gillis moved that 300 copies of the Rules as adopted be printed for the use of Senators and members of the House of Representatives.

Which was agreed to and it was so ordered.

The President announced the appointment of the following standing Committees:

#### SENATE COMMITTEES

**COMMITTEE ON AGRICULTURE AND LIVE STOCK**—C. F. Raulerson, Chairman; S. C. Smith, Olin G. Shivers, Herbert C. Harper, A. G. McArthur, Clayton C. Bass, E. H. Lundy.

**COMMITTEE ON APPROPRIATIONS**—T. G. Futch, Chairman; R. Lucas Black, R. S. Adams, H. S. McKenzie, J. J. Parrish, W. A. MacWilliams, C. A. Savage, D. Stuart Gillis, S. L. Holland, R. L. Sweger, William Pannill, J. M. Mann, F. B. Nordman.

**COMMITTEE ON ATTACHES AND CONTROL OF LEGISLATIVE EXPENDITURES**—R. S. Adams, Chairman; Arthur Gomez, J. Slater Smith, J. M. Mann, R. Lucas Black, S. D. Clarke, R. L. Sweger.

**COMMITTEE ON BANKING AND BUILDING AND LOANS**—S. D. Clarke, Chairman; Clayton C. Bass, J. W. Turner, T. G. Futch, Philip D. Beall, Fred L. Touchton, Walter W. Rose.

**COMMITTEE ON CITIES AND TOWNS**—Henry Tillman, Chairman; Philip D. Beall, J. Turner Butler, H. H. Lewis, John R. Beacham, H. S. McKenzie, James F. Sikes.

**COMMITTEE ON CITRUS FRUITS**—J. J. Parrish, Chairman; F. B. Nordman, C. F. Raulerson, H. G. Murphy, James F. Sikes, S. L. Holland, Walter W. Rose, Fred L. Touchton, Wallace Tervin.

**COMMITTEE ON CONSTITUTIONAL AMENDMENTS**—J. Turner Butler, Chairman; Henry Tillman, D. Stuart Gillis, Philip D. Beall, Arthur Gomez, S. D. Clarke, S. L. Holland.

**COMMITTEE ON CORPORATIONS**—John W. Watson, Chairman; A. G. McArthur, Herbert C. Harper, R. L. Sweger, Arthur Gomez.

**COMMITTEE ON COUNTY ORGANIZATIONS**—Herbert C. Harper, Chairman; H. G. Murphy, J. Slater Smith, J. W. Turner, R. Lucas Black, J. J. Parrish, Olin G. Shivers.

**COMMITTEE ON DRAINAGE**—John R. Beacham, Chairman; Fred L. Touchton, John W. Watson, C. F. Raulerson, Arthur Gomez.

**COMMITTEE ON EDUCATION**—R. Lucas Black, Chairman; S. L.



Holland, James F. Sikes, F. P. Parker, H. H. Lewis, Clayton C. Bass, Henry Tillman, J. Turner Butler, Fred L. Touchton.

COMMITTEE ON ENGROSSED BILLS—J. W. Turner, Chairman; S. C. Smith, Clayton C. Bass, E. H. Lundy, H. G. Murphy.

COMMITTEE ON ENROLLED BILLS—F. P. Parker, Chairman; H. C. Harper, Wallace Tervin, T. G. Futch, W. A. MacWilliams.

COMMITTEE ON EXECUTIVE COMMUNICATIONS—James F. Sikes, Chairman; C. F. Raulerson, H. H. Lewis, J. M. Mann, D. Stuart Gillis.

COMMITTEE ON FINANCE AND TAXATION—Walter W. Rose, Chairman; H. G. Murphy, H. S. McKenzie, S. C. Smith, James F. Sikes, A. G. McArthur, C. A. Savage, F. P. Parker, R. S. Adams, J. Turner Butler, Henry Tillman, R. L. Sweger, John R. Beacham.

COMMITTEE ON FORESTRY—Olin G. Shivers, Chairman; W. P. Shelley, F. P. Parker, Clayton C. Bass, S. C. Smith, Herbert C. Harper, H. G. Murphy.

COMMITTEE ON GAME AND FISHERIES—A. G. McArthur, Chairman; J. W. Turner, J. Slater Smith, E. H. Lundy, Olin G. Shivers, F. B. Nordman, C. F. Raulerson.

COMMITTEE ON INSURANCE—F. B. Nordman, Chairman; J. M. Mann, J. Slater Smith, Henry Tillman, S. D. Clarke, Philip D. Beall, S. L. Holland.

COMMITTEE ON INTERNAL AFFAIRS—William Pannill, Chairman; John W. Watson, H. H. Lewis, S. C. Smith, Walter W. Rose, Wallace Tervin, Herbert C. Harper.

COMMITTEE ON JUDICIAL RE-APPORTIONMENT—H. H. Lewis, Chairman; C. F. Raulerson, Wallace Tervin, R. L. Sweger, Arthur Gomez, J. M. Mann, Fred L. Touchton, H. S. McKenzie, Clayton C. Bass, William Pannill, John R. Beacham.

COMMITTEE ON JUDICIARY "A"—S. L. Holland, Chairman; Philip D. Beall, James F. Sikes, A. G. McArthur, S. D. Clarke, E. H. Lundy, Walter W. Rose.

COMMITTEE ON JUDICIARY "B"—Wallace Tervin, Chairman; T. G. Futch, J. Turner Butler, Arthur Gomez, J. Slater Smith, Clayton C. Bass, Ferd B. Nordman.

COMMITTEE ON JUDICIARY "C"—C. A. Savage, Chairman; D. Stuart Gillis, Henry Tillman, John R. Beacham, W. A. MacWilliams, Herbert C. Harper, W. P. Shelley.

COMMITTEE ON LABOR AND INDUSTRY—Philip D. Beall, Chairman; James F. Sikes, W. A. MacWilliams, John W. Watson, John R. Beacham, H. H. Lewis, Walter W. Rose.

COMMITTEE ON LEGISLATIVE RE-APPORTIONMENT—H. S. McKenzie, Chairman; S. D. Clarke, C. A. Savage, D. Stuart Gillis, John W. Watson, William Pannill, James F. Sikes, R. S. Adams, E. H. Lundy, J. M. Mann, Ferd B. Nordman.

COMMITTEE ON MILITARY AFFAIRS—W. A. MacWilliams, Chairman; Philip D. Beall, R. L. Sweger, John W. Watson, Olin G. Shivers.

COMMITTEE ON MISCELLANEOUS—J. Slater Smith, Chairman; William Pannill, R. S. Adams, C. F. Raulerson, John W. Watson, F. B. Nordman, J. J. Parrish, H. G. Murphy, W. P. Shelley.

COMMITTEE ON MOTOR VEHICLES—H. G. Murphy, Chairman; F. P. Parker, T. G. Futch, E. H. Lundy, John R. Beacham.

COMMITTEE ON PENSIONS AND CLAIMS—Clayton C. Bass, Chairman; C. A. Savage, J. J. Parrish, Wallace Tervin, Olin G. Shivers, E. H. Lundy, S. C. Smith.

COMMITTEE ON PRISONS AND CONVICTS—S. C. Smith, Chairman; J. M. Mann, J. W. Turner, Herbert C. Harper, R. Lucas Black.

COMMITTEE ON PRIVILEGES AND ELECTIONS—Fred L. Touchton, Chairman; J. Slater Smith, P. Shelley, William Pannill, R. S. Adams.

COMMITTEE ON PUBLIC HEALTH—J. M. Mann, Chairman; J. W. Turner, Fred L. Touchton, R. L. Sweger, Walter W. Rose.

COMMITTEE ON PUBLIC ROADS AND HIGHWAYS—W. P. Shelley, Chairman; E. H. Lundy, William Pannill, F. P. Parker, H. G. Murphy, R. S. Adams, A. G. McArthur, J. Slater Smith, W. A. MacWilliams, J. J. Parrish, Olin G. Shivers, J. W. Turner, Fred L. Touchton.

COMMITTEE ON PUBLIC UTILITIES—Arthur Gomez, Chairman; A. G. McArthur, T. G. Futch, Henry Tillman, S. D. Clarke, S. L. Holland, William Pannill.

COMMITTEE ON RULES AND CALENDAR—D. Stuart Gillis, Chairman; T. G. Futch, W. A. MacWilliams, J. J. Parrish, H. S. McKenzie.

COMMITTEE ON STATE INSTITUTIONS—R. L. Sweger, Chairman; W. P. Shelley, F. P. Parker, H. H. Lewis, D. Stuart Gillis.

COMMITTEE ON TEMPERANCE—E. H. Lundy, Chairman; R. S. Adams, Philip D. Beall, John W. Watson, R. Lucas Black, F. B. Nordman, Olin G. Shivers, H. S. McKenzie, J. Turner Butler, C. A. Savage, Wallace Tervin.

COMMITTEE ON TRANSPORTATION AND TRAFFIC—W. A. MacWilliams, Chairman; H. S. McKenzie, John R. Beacham, C. A. Savage, R. Lucas Black, D. Stuart Gillis, W. P. Shelley.

# INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Sikes, Beall, Beacham and Gomez—  
Senate Bill No. 2:

A Bill to be entitled An Act to provide compensation for employees for disability or death resulting from an injury arising out of or in the course of employment, and for other purposes.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Black, McArthur, Sweger, Beall and MacWilliams—

Senate Bill No. 3:

A Bill to be entitled An Act prescribing the legal rate of interest by contract or otherwise; the legal rate of interest upon all judgments and decrees, and defining usurious contracts and what shall constitute usury.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senators Black and Mann—

Senate Bill No. 4:

A Bill to be entitled An Act redistricting the State of Florida into Judicial Circuits, and providing for the appointment of Circuit Judges, and repealing existing laws in conflict with the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Beacham—

Senate Bill No. 5:

A Bill to be entitled An Act extending the time for the payment of maturities in interest and principal or other forms of indebtedness for which any political subdivision or municipality or taxing district is liable.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Rose—

Senate Bill No. 6:

A bill to be Entitled An Act Relating to Taxation and the Effect of Tax Deeds and Foreclosure of Tax Certificates, Deeds and Liens, Upon Restriction and Covenants Running with the Land that are contained in the Chain of Title.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Rose—

Senate Joint Resolution No. 7:

A Joint Resolution Proposing an Amendment to Article IX of the Constitution Relating to Taxation.

# BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to the Constitution of the State of Florida, relating to an overall limitation upon the power to levy and collect ad valorem taxes, to be known as Section 15 of Article IX, be, and the same is hereby, agreed to, and shall be submitted to the Electors of the State at the General Election of Representatives in 1936, for approval or rejection:

Section 15. The total levy of taxes for all purposes of the State, county, town, city and other taxing districts, shall not exceed ten mills on the dollar, notwithstanding any power heretofore possessed or exercised under or consistent with this Constitution, which levy may be apportioned by a general law applicable to the state and every such political subdivision thereof, or the Legislature may provide, by such a law, the manner and means by which such apportionment shall be made. Levies for the payment or refunding of valid debts and obligations heretofore incurred and required by then exist-

ing law to be paid by levies of ad valorem taxes shall not be affected hereby.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Rose—

Senate Joint Resolution No. 8:

A Joint Resolution Proposing the Amendment of Section 2 of Article IX of the Constitution, Abolishing Ad Valorem Taxation for State Purposes.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Section 2 of Article IX of the Constitution of the State of Florida, relating to taxation and abolishing ad valorem taxes for state purposes, be, and the same is hereby, agreed to, and shall be submitted to the electors of the State at the General Election of Representatives in 1936, for approval or rejection; that is to say, that the said Section 2 of Article IX be amended so as to read as follows:

Section 2. The Legislature shall provide for raising revenue sufficient to defray the expenses of the State for each fiscal year, but the Legislature shall not make or authorize any levy of taxes upon real or personal property or upon the ownership thereof, for said purpose.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Rose—

Senate Bill No. 9:

A Bill to be Entitled An Act to Amend Section 14 of Chapter 14572, Laws of Florida, 1929, so as to Prescribe the Form of the Bill of Complaint in Suits to Foreclose Tax Sales Certificates, and to Require the Payment of all State, County and Municipal Taxes Due and Accrued on the Property, Including Omitted and Subsequent Taxes and Interest Thereon.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Rose—

Senate Bill No. 10:

A bill to be entitled An Act amending Section 778 of the Revised General Statutes of 1920, also known as Section 1002 of the Compiled General Laws of 1927, so as to abolish the penalty of eight per centum as a condition to redeeming from a tax sale certificate after publication of notice of application for a tax deed.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Rose—

Senate Joint Resolution No. 11:

A joint resolution proposing the repeal of Section 6 of Article XII of the Constitution, relating to the one mill school tax.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to the Constitution repealing Section 6 of Article XII of the Constitution of the State of Florida relating to the One Mill School Tax, be, and the same is hereby agreed to, and shall be submitted to the Electors of the State at the General Election of Representatives in 1936 for approval or rejection:

Section 6 of Article XII of this Constitution be, and the same is hereby, repealed, but said repeal shall not affect any taxes already levied.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Gomez—

Senate Bill No. 12:

A bill to be entitled An Act for the Retirement of Justices of the Supreme Court and Judges of the Circuit Court with pay; prescribing the duties of such Justices and Judges upon retirement; providing for the period of time such Justices or Judges shall serve before retirement; Providing that such retirement benefits shall extend to former Justices of the Supreme Court and Judges of the Circuit Court; Providing that no Justice of the Supreme Court or Circuit Court Judge shall engage in the private or general practice of law upon retirement.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Gomez—

Senate Bill No. 13:

A bill to be entitled An Act fixing the number of hours of daily manual labor for all State employees and prescribing a uniform rate of wages paid therefor.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Gomez—

Senate Bill No. 14:

A bill to be entitled An Act providing for the selection of election Clerks and Inspectors and their qualifications; Providing a list of not less than five hundred to be taken from the registered qualified electors; Providing the drawing of names of such clerks and inspectors by the Circuit Judge who shall examine into their qualifications and administer oath to perform their duties faithfully as such clerks and inspectors; Providing a list of names of persons to be selected in January of each year by the County Supervisor and the Recording of same in Minute Book of County Commissioners; Providing the summoning by the Sheriff of such Clerks and Inspectors and the method and manner of selection of such Clerks and Inspectors for the voting election precincts or districts of a primary, special or general election.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Gomez—

Senate Bill No. 15:

A Bill to be entitled An Act allowing all persons over the age of twenty-one years to vote in any primary or other election in the State of Florida and the political subdivisions thereof without the payment of a poll tax as a prerequisite in the exercise of such privilege.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senators Holland and Parrish—

Senate Bill No. 16:

A Bill to be entitled An Act to stabilize and protect the citrus industry of the State of Florida and to promote the general welfare of such industry and of the State of Florida; to create a State Citrus Commission of the State of Florida to be known as "Florida Citrus Commission"; to provide for the appointment and payment of expenses of the members of such commission and to prescribe the power, duties and functions of such commission and the qualifications and terms of office of members thereof; to create seven citrus districts to be numbered one to seven; to provide for the adoption by said commission of rules, regulations and orders necessary and proper for an effective administration and enforcement of this Act; to protect and enhance the reputation of Florida citrus fruit in domestic and foreign markets; to regulate the inspection, grading and marking of citrus fruit; to prohibit the shipping of citrus fruit in violation of this Act; to prescribe the powers and duties of the Commissioner of Agriculture of the State of Florida in the enforcement of this Act; to provide for judicial review of protests made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide for the levy and collection of assessments and the disbursement thereof; to provide for inspection and inspection services; and to provide penalties for violations of the provisions of this Act and any rule, regulation or order promulgated thereunder.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Holland and Parrish—

Senate Bill No. 17:

A Bill to be entitled An Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt or delivery for transportation or market of any citrus fruit that is immature or otherwise unfit for human consumption; to provide for the enforcement thereof; and to provide penalties for the violation thereof.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Holland and Parrish—

Senate Bill No. 18:

A Bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of oranges produced in Florida through the conducting of a publicity advertising and sales promotion campaign, to increase the consumption of such oranges; to levy and impose an excise tax on oranges produced in Florida and to provide for the collection thereof; to create an orange advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".



By Senators Holland and Parrish—  
Senate Bill No. 19:

A Bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of grapefruit produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such grapefruit; to levy and impose an excise tax on grapefruit produced in Florida and to provide for the collection thereof; to create a grapefruit advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Holland and Parrish—  
Senate Bill No. 20:

A Bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of tangerines produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such tangerines; to levy and impose an excise tax on tangerines produced in Florida and to provide for the collection thereof; to create a tangerine advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violation of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Holland and Parrish—  
Senate Bill No. 21:

A Bill to be Entitled An Act to protect the owners of registered field boxes, crates, receptacles or containers used in the production, harvesting, transportation and selling of fruits and vegetables and their by-products; to provide for the registration of brands thereof, and defining certain offenses and remedies in connection with the unauthorized and unlawful possession and use thereof; to provide against the obliteration, defacing, removing or changing of such registered brands; to provide and define the legal use or possession of such branded and registered field boxes, crates, containers or receptacles, and prescribing penalties for the violation of the provisions hereof.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Holland and Parrish—  
Senate Bill No. 22:

A Bill to be Entitled An Act relating to the purchase, handling, sale and accounting of sales of citrus fruit grown in the State of Florida; to prevent fraud and deception therein; to provide for the licensing and bonding of citrus fruit dealers; to prescribe certain powers and duties of the Commissioner of Agriculture of the State of Florida in the administration and enforcement of this Act; and to prescribe penalties for the violations of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Holland—  
Senate Bill No. 23:

A Bill to be Entitled An Act Changing the number of State Road No. 124.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Holland—  
Senate Bill No. 24:

A Bill to be Entitled An Act to make an appropriation for advertising the citrus resources of the State of Florida through the Florida Orange Festival annually held at Winter Haven, Polk County, Florida; and to provide for the payment of such appropriation.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Holland—  
Senate Bill No. 25:

A Bill to be Entitled An Act requiring persons, firms, corporations, associations, including fraternal benefit societies, reciprocal or inter-insurance exchanges and mutual benefit associations, now or hereafter writing insurance policies or cer-

tificates, surety or indemnity bonds or similar contracts for delivery in the State of Florida, to keep duplicates of such instruments or equivalent records and to furnish copies thereof to certain persons when demanded; requiring all persons, firms, corporations, associations, including fraternal benefit societies, reciprocal or inter-insurance exchanges and mutual benefit associations to furnish blank forms of proof of loss when loss shall occur or claim of loss shall be made under any policy or certificate, surety or indemnity bond or similar contract and when demand is made therefor; providing a time limit wherein the provisions of this Act shall be complied with; providing penalty for violation of or refusal to comply with the provisions of this Act; and repealing all laws or parts of laws in conflict with the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Holland—  
Senate Bill No. 26:

A Bill to be Entitled An Act to amend Section 3423, Revised General Statutes of 1920, same being Section 5276, Compiled General Laws of Florida, 1927, relating to notice of institution of suits in attachment, personal and by publication.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Holland—  
Senate Bill No. 27:

A Bill to be entitled An Act to provide for the method of amendment of charters of non-profit cooperative associations, heretofore or hereafter organized under Chapter 5958 of the Laws of Florida approved June 8, 1909.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Holland—  
Senate Bill No. 28:

A Bill to be entitled An Act for the relief of Samuel F. Lusk for his necessary and actual expenses incurred and paid by him because of serious bodily injuries sustained by him, both temporary and permanent, without any fault of his own, while serving in line of duty as a citrus fruit inspector in the Department of Agriculture of the State of Florida.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

By Senators Futch, Rose, Adams, Bass, Beacham, Beall, Black, Butler, Gillis, Gomez, Harper, Holland, Lundy, McArthur, MacWilliams, Mann, Parrish, Savage, Raulerson, Shivers, Sikes, Smith (14th), Sweger, Tervin, Tillman, Touchton, Turner, and Pannill—

Senate Bill No. 29:

A Bill to be entitled An Act to amend Section 35 of Chapter 13644, Laws of Florida, Acts of 1929, entitled:

"An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh-Water Fish and the Office of State Game Commissioner, to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing, or discharge in the fresh waters of the state of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of Areas of Land, Water or Land and Water, in accordance with Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein."

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Beall, Gillis, Sikes, McArthur, Harper, Tillman, Beacham, Shivers, Shelley, and Black—

Senate Bill No. 30:

A Bill to be entitled An Act prohibiting and making it unlawful for any officer or employee of the State of Florida, or of any county thereof, or of any municipality, city or town in the State of Florida, who is receiving compensation, or salary,

or fees, from the State of Florida, or any County thereof, or any municipality, city, or town in the State of Florida, from receiving or accepting any witness fees, or mileage, or signing any payroll in any case in any of the Courts of the State, wherein the State of Florida, or any city, county or political subdivision thereof, is a party. Other than actual cost of transportation to and from such Court, except where specially authorized in advance by a Circuit Judge of the State.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Beall, Gillis, Sikes, McArthur, Harper, Tillman, Beacham, Shivers, Shelley and Black—

Senate Bill No. 31:

A Bill to be entitled An Act to provide for the utilization of persons drawn for jury service, as court bailiffs, and providing the manner in which, and by whom, court bailiff shall be selected and appointed, and repealing so much of Section 1, Chapter 10091, Laws of Florida, 1925, as provides compensation and fees to sheriffs for use and employment of bailiffs:

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Beall and Harper—

Senate Bill No. 32:

A Bill to be Entitled An Act regulating assignments of or orders for the payment of any salary, wages, commissions or other compensation for services.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Gomez—

Senate Bill No. 33:

A Bill to be Entitled An Act relating to and concerning taxation; providing for the redemption of tax sale certificates or delinquent homestead property now outstanding or hereafter to be issued or outstanding in one payment or on an installment basis and for the annual assessment of the properties embraced therein during installment redemption; prescribing certain powers and duties of officers having charge of the redemption of tax sale certificates and delinquent homestead property taxes and for procedure in relation thereto; and providing for the making of certain rules and regulations by the Comptroller.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Parrish—

Senate Bill No. 34:

A Bill to be Entitled An Act granting a pension to Mrs. Lillias C. Leath, widow of James M. Leath, who received a pension until his death on July 17th, 1932, under the general pension law.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

By Senator Parrish—

Senate Bill No. 35:

A Bill to be Entitled An Act to prohibit the possession of a machine gun by any person except military and civil officers, and agents of common carriers in the State of Florida, and providing a penalty for violation of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Rose, Parrish, Futch, Black, Murphy, Beacham, Smith (14th), Shivers, Lundy, Sikes, Adams, Bass, Mann, Shelley, Tervin, Gomez, Nordman, Lewis, Parrish and Pannill—

Senate Bill No. 36:

A Bill to be Entitled An Act to postpone the sale of tax sale certificates until after the first Monday in July, 1935.

Which was read the first time by title only.

Senator Rose asked the unanimous consent of the Senate to take up and consider Senate Bill No. 36 at this time.

Which was agreed to.

Senator Rose moved that the rules be waived and Senate Bill No. 36 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the second time by title only.

Senator Rose moved that the rules be further waived and Senate Bill No. 36 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Bass, Beacham, Beall, Black, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

By Senator Tillman—

Senate Bill No. 37:

A bill to be entitled An Act to repeal Chapter 15533, Laws of Florida, 1931, entitled, "An Act regulating all municipal elections held in the City of Tampa, Florida; creating a board of elections for the City of Tampa, Florida, to conduct, hold and regulate all municipal elections, including primary elections, held in said City; fixing the number of the members of said board and their term of office; naming the members of the first board and fixing their terms of office; prescribing the qualifications, duties, powers, compensation, and method of election of the members of said board; prescribing the duties, and powers of said board; providing for and regulating elections and elections in said city; defining political parties in said City; providing for the nomination of all candidates for all elective municipal offices in said city by all political parties in said City; and repealing all laws and all parts of laws in conflict with this Act."

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Tervin—

Senate Bill No. 38:

A bill to be entitled An Act to create the State Old Age Welfare Commission; To define the powers and duties of said Commission; To provide for the assistance of old age persons through the agency of said Commission; under certain limitations and restrictions; To make appropriations for carrying out the purposes of this Act; To amend Section 12 and repeal Section 13 of Chapter 14832 of the General Acts, Laws of Florida of 1931, and to prescribe penalties for the violation of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Tervin and Beacham—

Senate Bill No. 39:

A bill to be entitled An Act to cancel all Tax Sale Certificates now owned by the State of Florida which cover Homestead property and prescribing the duty of the owner of the property and the duty of the Clerk of the Circuit Court of each County in connection therewith.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tervin—

Senate Bill No. 40:

A bill to be entitled An Act providing for the regulation, control and supervision of gas corporations and electrical corporations as these terms are defined in this Act; To supervise, regulate and control the rates, charges, facilities, practices, rules and service of such corporations; To confer certain powers upon the Railroad Commission of the State of Florida and to prescribe the duties of said commission in relation thereto; and to provide for the enforcement of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Beacham and Tervin—

Senate Bill No. 41:

A bill to be entitled An Act relating to the liability of an owner or operator of a motor vehicle to a guest or passenger transported without payment therefor.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tillman—

Senate Bill No. 42:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; Providing for reports of sales of such commodities to the Comptroller of the State of Florida; Providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; Providing that the

gasoline inspection laws of the State of Florida shall apply to this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C."

By Senator Beall—

Senate Bill No. 43:

A Bill to be entitled An Act for the relief of Fred Harrison Gage.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

By Senator Beall—

Senate Joint Resolution No. 44:

A joint resolution proposing an amendment to the Constitution of the State of Florida by adding thereto the following articles, relating to the compensation of county officers and the expenses of such officers:

BE IT RESOLVED by the Legislature of the State of Florida, that the following Amendment of the Constitution of Florida, relating to the compensation of county officers and the expenses of operation of each county office, by adding thereto an additional paragraph to be known as Article 20, be and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida for ratification or rejection in the General Election to be held on the first Tuesday after the first Monday in November, A. D., 1936, that is to say, there shall be added to the Constitution of the State of Florida the following Article relating to compensation of county officers and expenses of operation of county officers, such Article to be known as Article 20 of said Constitution, which shall read as follows:

Section 1. The compensation of the following county officers, to-wit: the Sheriff, the Clerk of the Circuit Court, the Tax Assessor, the Tax Collector, and the Superintendent of Public Instruction, and the County Judge, shall consist solely of a salary payable in equal monthly installments, which salary shall be as follows:

(a) In all counties having a population of 5000 or less \$1200.00 per annum.

(b) In all counties having a population of more than 5000 and less than 10,000, \$2400.00 per annum.

(c) In all counties having a population of more than 10,000 and less than 30,000, \$3600.00 per annum.

(d) In all counties having a population of more than 30,000 and less than 45,000, \$4800.00 per annum.

(e) In all counties having a population of more than 45,000 and less than 75,000, \$5500.00 per annum.

(f) In all counties having a population of more than 75,000, \$6000.00 per annum.

Section 2. That in no instance shall the expenses of any county officer, including the salary paid deputies and for the entire operation of his office, exceed four times the amount of salary of such officer as provided in Section 1 hereof.

Section 3. That the number of deputies or employees to be allowed each of the foregoing officers and the compensation of such deputies or employees, and the maximum expenses of conducting each office in no instance shall exceed the maximums provided in Section 2 hereof, shall be fixed by the Board of County Commissioners of such county annually.

Section 4. That such fees as are now or may hereafter be prescribed by the Legislature for any service of any of the foregoing officers shall be paid into the county general fund.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senators Gomez and Pannill—

Senate Bill No. 45:

A Bill to be entitled An Act to create the Florida Recovery Board (hereinafter called the Board) as a public body corporate as an agency of the State of Florida, to do all things necessary for promoting and maintaining the general welfare, comfort, education, morals and health of its citizens and the trade, commerce or industries of the State of Florida; to construct, maintain and operate enterprises for purposes aforesaid; providing for authority and duties of said Board; providing manner of selecting its officers and limiting salaries; authorizing the Board to make rules and regulations for its conduct; making violation of certain contracts a misdemeanor, providing penalties therefor; providing an appropriation for said Board; authorizing it to issue its notes, bonds or other evidences of indebtedness and pledge its assets and credits for the payment of its debts and other obligations, and authorizing the Board to procure from the Federal Government or from or through any of the instrumentalities of the United States loans or grants of property or money.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Tillman—

Senate Bill No. 46:

A Bill to be entitled An Act requiring all persons, firms and corporations except the United States of America and the State of Florida, who are exempt from taxation under the provisions of Section 87, 898, 899 and 903, or any provision of the compiled General Laws of Florida, 1927, to file a claim for such exemption with the County Tax Assessor before such exemption shall be allowed; providing a time within which said claim shall be filed.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tillman—

Senate Bill No. 47:

A Bill to be entitled An Act prescribing the requisites of all bonds taken in any criminal proceeding relating to the approval thereof, providing that such bonds shall be recorded, and the effect of such recordation, the method for the cancellation of such bond, and making provisions for the endorsement of liens accruing under such bonds, and prescribing penalties for the violation of the terms of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tillman—

Senate Bill No. 48:

A Bill to be entitled An Act to prevent the incorporation of spurious Veteran Associations.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tillman—

Senate Bill No. 49:

A Bill to be entitled An Act to regulate the issuing of writs of certiorari in the State of Florida, and prescribing the time within which the same may be sued out.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Tillman—

Senate Bill No. 50:

A Bill to be entitled An Act to amend Section 3830 of the Revised General Statutes of Florida relating to the time of taking effect of certain instruments filed for record.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senators Beacham, Gomez, Sikes, Holland, Lundy, and Black—

Senate Bill No. 51:

A Bill to be entitled An Act to provide for the taking of the population census of the State of Florida in the year 1935 and making appropriation therefor.

Which was read the first time by title only.

Senator Beacham asked the unanimous consent of the Senate to take up and consider Senate Bill No. 51 at this time.

Which was agreed to.

Senator Beacham moved that the rules be waived and Senate Bill No. 51 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 51 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 51 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 51 was read the third time in full.

Upon the passage of the Bill the roll was called and the vote was:

Yeas—Mr. President; Senators Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—35.

Nays—None.

So the bill passed, title as stated and the action of the Senate was ordered to be immediately certified to the House of Representatives.

By Senator MacWilliams—

Senate Joint Resolution No. 52:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of Florida, relative to Counties and Cities.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

That the following amendment to Article VIII of the Constitution of the State of Florida relative to counties and cities, to be numbered Section 10 of said Article VIII, be and the same is hereby submitted to the electors of the State at the General Election to be held on the first Tuesday after the first Monday in November, A. D. 1936, for ratification or rejection, to-wit:

Section 10. Any two or more counties can be merged into one county by the majority vote of the qualified voters of each county at an election called for such purpose by the county commissioners of the respective counties; and where two or more counties have voted to merge, the terms, conditions, jurisdictions, powers and privileges upon each county so merging shall be provided for by the Legislature.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator MacWilliams—

Senate Joint Resolution No. 53:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of Florida, relative to Counties and Cities.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

That the following amendment to Article VIII of the Constitution of the State of Florida relative to counties and cities, to be numbered Section 11 of said Article VIII, be and the same is hereby submitted to the electors of the State of Florida at the General Election to be held on the first Tuesday after the first Monday in November, A. D., 1936, for ratification or rejection, to-wit:

Section 11. Any county and municipality or municipalities within such county may be merged into one political subdivision of the State by the affirmative vote of a majority of the qualified voters residing in such municipality or municipalities and in the county outside of such municipality or municipalities, at an election called for that purpose by the board of county commissioners of such county and the governing body of such municipality or municipalities, as aforesaid, and where such county and municipality or municipalities have so voted, the terms, conditions, jurisdiction, powers and privileges upon such consolidation so created, shall be provided for by the Legislature.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senators Tillman and Touchton—

Senate Bill No. 54:

A Bill to be entitled An Act to authorize the admission of women as students in the School of Pharmacy in the University of Florida, and to declare their qualifications, rights and privileges as students.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Beacham and Shelley—

Senate Bill No. 55:

A Bill to be entitled An Act defining the practice of Beauty Culture and requiring a license or certificate of registration as a condition precedent to any person practicing Beauty Culture or acting as a Junior Operator Beautician and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice Beauty Culture or act as a Junior Operator Beautician in the State of Florida; creating the State Board of Beauty Culture Examiners and defining and declaring its powers and duties; regulating the practice of Beauty Culture or acting as a Junior Operator Beautician by those licensed hereunder; regulating the operation of beauty schools, prescribing a course of study for such schools and the requirements for graduation therefrom; imposing certain fees upon persons applying for licenses, or certificates of registration to practice Beauty Culture, act as a Junior Operator Beautician or teach in Beauty Culture Schools in this State; and appropriating the proceeds thereof to accomplish the purposes of this Act; and prescribing penalties for the violation of the provisions of this Act and Regulations thereunder.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Murphy—

Senate Bill No. 56:

A Bill to be entitled An Act to repeal Sections 1, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 30a and 31

of Chapter 14,572, of the Laws of Florida, Acts 1929, being an act relating to and concerning taxation.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Smith (29th)—

Senate Bill No. 57:

A Bill to be entitled An Act regulating, taxing and licensing gambling in gambling houses, providing powers and duties of the State Racing Commission in regulating and supervising gambling and gambling houses; vesting power and discretion in the Board of County Commissioners of each county as to licensing gambling in gambling houses in such county; providing for additional tax and license by towns, cities and counties; prohibiting gambling and gambling houses unless licensed; providing a penalty for the violation of the provisions of this Act; and forbidding lotteries, and providing for the collection and distribution of funds arising hereunder.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Smith (29th)—

Senate Bill No. 58:

A Bill to be entitled An Act providing for the erection of fences and cattle-guards to prevent the intrusion of live stock upon the State roads in this State, declaring public policy in relation thereto, prescribing the powers and duties of the State Road Department of Florida in the erection and maintenance of such fences and cattle-guards, and providing for payment of expenses incident to the erection and maintenance of such fences and cattle-guards.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Smith (29th)—

Senate Bill No. 59:

A Bill to be entitled An Act providing a system of old age pensions, providing a method of determining the persons entitled to such pension, and a method of classifying such persons; establishing the powers and duties of the Board of County Commissioners of the several counties of this State in classifying resident's application for pensions, and approving or disapproving such applications for pensions; creating a State Old Age Pension Board and defining its powers and duties; providing a penalty for wilfully and knowingly making any false statement in claiming or applying for such pension.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Black—

Senate Bill No. 60:

A Bill to be entitled An Act to amend Section 2 of Chapter 16085, Laws of Florida, Acts of 1933, entitled "An Act to amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, Acts of 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; to amend Section 1011, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, and to amend Chapter 14656, Acts of 1931, all of said sections relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle sidecars and providing penalties for the violation thereof".

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Black and Mann—

Senate Bill No. 61:

A Bill to be entitled An Act prescribing additional duties to be performed by the State Attorney of each and every judicial circuit in the State of Florida.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Black—

Senate Bill No. 62:

A Bill to be entitled An Act to exempt certain live stock and other personal property from taxation.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Touchton—  
Senate Bill No. 63:

A bill to be entitled An Act relating to the sale, control and licensing of appliances, drugs and medicinal preparations intended or having special utility for the prevention of venereal diseases.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Touchton—  
Senate Bill No. 64:

A bill to be entitled An Act to amend Section 2217 of the Revised General Statutes of Florida, being Section 3528 Compiled General Laws of Florida 1927, and Section 2218, Revised General Statutes of Florida, being Section 3529 Compiled General Laws of Florida, 1927, relating to the sale of drugs and medicine and repealing the permission contained in such Sections for the sale of certain medicines and drugs other than by or under the supervision of a licensed pharmacist or practitioner of medicine, and defining the terms medical drugs, medicinal chemicals, biologicals, pharmaceuticals, United States Pharmacopoeia and national formulary, as used in said Section 2218 Revised General Statutes, Section 3529 Compiled General Laws of Florida 1927, as amended, and repealing all laws or parts of laws in conflict with the provisions of said Sections as hereby amended.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Touchton—  
Senate Bill No. 65:

A Bill to be entitled An Act to provide for a re-registration of all voters for all elections to be held in the State of Florida in the year 1936 and subsequent years, except in those counties in which biennial registration is now required by law.

Which was read the first by title only and referred to the Committee on Judiciary "A".

By Senator Touchton—  
Senate Bill No. 66:

A Bill to be entitled An Act to provide a compromise, re-

adjustment and escrow payment plan for the redemption of State and County taxes assessed against real estate on or before the year 1933 A. D., and for the payment or satisfaction of all county and tax district indebtedness for which said State and County taxes were assessed and levied and for the completion of raising of any uncompleted or unraised fund for which the said State and County taxes were assessed; and providing a plan whereby the holders of any such county or tax district indebtedness may agree to accept an amount of money less than the face value of their said obligation of indebtedness as and in full payment and satisfaction thereof, conditioned upon the payment of such agreed amount or sum of money on or before the date provided herein.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

The following communication was received from the Attorney General:

STATE OF FLORIDA  
OFFICE OF THE  
ATTORNEY GENERAL  
TALLAHASSEE

Tallahassee, Florida, April 2, 1935.

Hon. W. C. Hodges,  
President of the Senate.  
Sir:

In compliance with the provisions of Section 128, Compiled General Laws, I hereby recommend Mrs. Mary M. Meginniss, as a person experienced in indexing, to supervise and assist the respective clerks of each branch of the Legislature having such work in hand in making the index for both the Senate and House Journals during the Regular Session of the Legislature of 1935.

Very respectfully,  
CARY D. LANDIS,  
Attorney-General.

Senator Parrish moved that the Senate do now adjourn.  
Which was agreed to.

And the Senate stood adjourned at 4:59 o'clock P. M., until 11:00 o'clock A. M., Thursday, April 4, 1935.